IN THE HIGH COURT OF BOMBAY AT GOA

SECOND APPEAL NO. 67 OF 2005

MR.JOSE FURTADO AND 2 ORS., ...Appellants

Versus

SHRI ANTHONY PEREIRA AND ANR., ...Respondents

Mr. J. E. Coelho Pereira, Senior Advocate with Mr. S. Karpe, Advocate for the appellants.

Mr. M. S. Sonak, Advocate for the respondents.

Coram:- R. M. LODHA, J.

Date:- 19th October, 2005

P.C.

Heard Mr. J.E. Coelho Pereira, the learned Senior Counsel for the appellants and Mr. M. S. Sonak, the learned Counsel for the respondents.

The findings recorded by the Courts below are concluded on facts. Besides that, it is pertinent to note that the defendant No.2 filed a suit for specific performance of the contract dated 14.07.1987. The said suit was registered as Regular Civil Suit No.67/95 and I am informed by the learned Counsel for the respondents that the said suit has been decreed; though an appeal is pending against the said Judgment and Decree.

For all these reasons, I am satisifed that no interference is called for in the impugned Judgment and Decree.

No substantial question of law arises.

Dismissed in limine.

R. M. LODHA, J.

ssm.